

DETAILED ACTION

1. The amendment filed on 06/18/2009 has been entered. Claims 1-12 and 17-31 are pending in the application.
2. Based on the amendment to the claims, the prior 102 and/or 103 rejection is withdrawn.

Claim Objections

3. Claims 1-2, 4, 17 and 29 are objected to because of the following informalities:
Claim 1, line 22, recites "non-aqueous with water", this should be changed to "non-aqueous phase with water".
Claim 2, line 2, recites "this suspension", this should be changed to "the suspension".
Claim 4, line 2, recites "onto silica", this should be changed to "onto the silica".
Claim 17, line 2, recites "this suspension", this should be changed to "the suspension".
Claim 29, line 7, recites "(CH₃)₃SiCl-", this should be changed to "(CH₃)₃SiCl".
Appropriate corrections are required.

Double Patenting

4. The double patenting rejection of claims 1, 3, 5-7, 20 and 21 over copending application 10/541,139 remains as set forth in the prior office action.

Allowable Subject Matter

5. Claims 1-12 and 17-31 are allowable over prior art. However, claims 1, 3, 5-7, 20 and 21 are rejected over copending application 10/541,139 as stated above. Dependent claims 2, 4, 8-9, 12, and 17-28 are objected to, for depending on rejected claim(s).

Conclusion

6. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to **OLATUNDE S. OJURONGBE** whose telephone number is (571)270-3876. The examiner can normally be reached on Monday-Thursday, 7.15am-4.45pm, EST time, Alt Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Randy Gulakowski can be reached on (571)272-1302. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

O.S.O.

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